

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARTIN VOGEL and KENNETH
MAHONEY, On Behalf Of Themselves and
All Others Similarly Situated,

Plaintiffs,

v.

STEVEN P. JOBS, PETER OPPENHEIMER,
FRED ANDERSON, WILLIAM V.
CAMPBELL, MILLARD S. DREXLER,
ALBERT GORE, JR., ARTHUR D.
LEVINSON, JEROME B. YORK and APPLE
COMPUTER, INC.,

Defendants.

Case No. C 06 05208 JF

ADR CERTIFICATION BY PARTIES AND
COUNSEL

Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has:

(1) Read the handbook entitled “*Dispute Resolution Procedures in the Northern District of California*” on the Court’s ADR Internet site www.adr.cand.uscourts.gov (*Limited printed copies are available from the clerk’s office for parties in cases not subject to the court’s Electronic Case Filing program (ECF) under General Order 45*);

(2) Discussed the available dispute resolution options provided by the Court and private entities; and

(3) Considered whether this case might benefit from any of the available dispute resolution options.

Dated: 2/27/2007

/s/ Peter Oppenheimer
Defendant Apple Computer, Inc.
By: Peter Oppenheimer, CFO

Dated: 2/27/2007

/s/ Luann L. Simmons
Luann L. Simmons

Filer’s Attestation: Pursuant to General Order No. 45, § X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from all the signatories.

Dated: 2/27/2007

/s/ Luann L. Simmons
Luann L. Simmons
O’Melveny & Myers LLP